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November 30, 2004

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Applicants: David F. Fitzpatrick**

**Serial No.: 10/605,787**

**Filed: 10/27/2003**

**For: Isolation of a Dimer Di-Gallate, A Potent Endothelium-Dependant Vasorelaxing Compound**

**Our Reference No.: 1372.92.PRCCP**

**Art Unit : 1625**

**Examiner: Unassigned**

**Confirmation No.: 2786**

Dear Sir:

Enclosed please find the following:

1. Notice to File Missing Parts of Nonprovisional Application filed under 37 C.F.R. 1.53(b) – (2 pages);
2. Applicants' executed Combined Declaration and Power of Attorney – (3 pages);
3. Credit Card Payment Form PTO-2038 for \$65.00, to cover the late oath or declaration surcharge as set forth in 37 C.F.R. 1.16(e) for a small entity in compliance with 37 C.F.R. 1.27; and
4. Self-addressed and postage pre-paid post card to serve as a receipt for items 1-3.

Very respectfully,

**SMITH & HOPEN**

By: Anton J. Hopen  
[anton.hopen@smithhopen.com](mailto:anton.hopen@smithhopen.com)

AJH/cm  
Encl.

**CERTIFICATE OF MAILING**  
(37 C.F.R. 1.8)

I HEREBY CERTIFY that this correspondence is being mailed with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 30, 2004.

Date: November 30, 2004

Charlene Morgan

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/605,787	10/27/2003	David F. Fitzpatrick	1372.92.PRCCP

CONFIRMATION NO. 2786

## FORMALITIES LETTER



21901  
 SMITH & HOPEN PA  
 15950 BAY VISTA DRIVE  
 SUITE 220  
 CLEARWATER, FL 33760

Date Mailed: 10/26/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$65 for a Small Entity

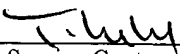
- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
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*A copy of this notice **MUST** be returned with the reply.*

  
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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE